

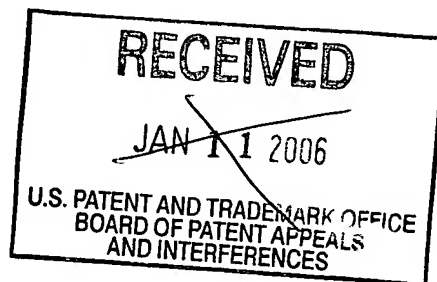


PATENT

NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICANT OF: WILLIAM T. BALL
SERIAL NO. : 10/721,694
FILED : November 25, 2003
TITLE : CAP FOR SEALING A BATHTUB OVERFLOW PORT
FOR TESTING PURPOSES
Group/A.U. : 3751
Conf No. : 6303
Examiner : Kathleen J. Prunner
Docket No. : P06474US3-138B

Box BPAI
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

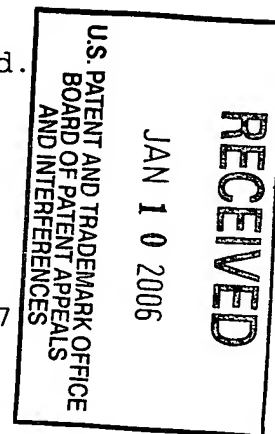


Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated October 6, 2005 rejecting claims 1, 2 and 4.

Applicant is a small entity under 37 CFR 1.9 and 1.27. The items checked below are appropriate:

- ☒ [X] A check in the amount of \$250 is enclosed.
- ☒ [X] The Commissioner is hereby authorized to charge any deficiencies which may be required, or credit any overpayment to Deposit Account No. 50-2098.
- ☐ [] A Petition for Extension of Time under 37 CFR 1.136(a) is enclosed.



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop BPAI, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 5th day of January, 2006.

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250.00 DP

Timothy J. Zarley

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OIPE/IAP

JAN 12 2006

Two additional copies of the notice are enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'TJZ', with a large, stylized flourish above the letters.

Timothy J. Zarley, Reg. #45,253
ZARLEY LAW FIRM, P.L.C.
Capital Square
400 Locust Street, Suite 200
Des Moines, IA 50309-2350
Phone Number (515) 558-0200
Fax Number (515) 558-7790
Customer No. 34082
Attorneys of Record

- [TJZ/jlk] -